

Doc. # 5574A
ADOPTED
MAY 27, 1993

MEMORANDUM

TO: BOSTON REDEVELOPMENT AUTHORITY and
PAUL BARRETT, DIRECTOR

FROM: THOMAS O'MALLEY, ASSISTANT DIRECTOR
MAJOR LEWIS, COORDINATOR OF SPECIAL PROJECTS
NEIGHBORHOOD HOUSING AND DEVELOPMENT
RALPH CAHILL, ASSISTANT GENERAL COUNSEL

SUBJECT: WASHINGTON PARK URBAN RENEWAL AREA, PROJECT NO. MASS.
R-24: ORDER OF TAKING (CONFIRMATORY IN NATURE) PARCEL
L-11, LOCATED AT 42 ROCKLAND STREET

SUMMARY: This memorandum requests that the Boston Redevelopment Authority (BRA) adopt an Order of Taking (confirmatory in nature) for Parcel L-11 in the Washington Park Urban Renewal Area

Parcel L-11, located at 42 Rockland Street, consists of approximately 6,591 square feet of vacant land in the Washington Park Urban Renewal Area, Project No. Mass. R-24.

The BRA Board granted final designation to Roxbury Church of Christ as redeveloper of Parcel L-11 on July 24, 1992 for off-street parking and landscaping.

This Order of Taking (confirmatory in nature) is for title perfection purposes only and does not involve the award of any damages.

Therefore, it is requested that the BRA adopt the appropriate Order of Taking (confirmatory in nature) for Parcel L-11 located at 42 Rockland Street.

An appropriate vote follows:

VOTED: That the Boston Redevelopment Authority (BRA) execute an Order of Taking for Parcel L-11 located at 42 Rockland Street in the Washington Park Urban Renewal Area.



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ADOPTED 5/27/93

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

RESOLUTION

BE IT RESOLVED by the Boston Redevelopment Authority that an ORDER OF TAKING, dated *May 27, 1993* relating to a portion of the WASHINGTON PARK URBAN RENEWAL AREA, Mass. R-24, be executed and made a permanent part of these proceedings, a copy of which the Secretary shall cause to be recorded in the office of the Registry of Deeds for the County of Suffolk.

A true copy

CERTIFICATE

I hereby certify that the following names constitute the entire membership of the Boston Redevelopment Authority:

Clarence J. Jones
Michael F. Donlan
Francis X. O'Brien

James K. Flaherty
Consuelo Gonzales Thornell

A true copy

ATTEST: *Joseph J. Fisher*
Secretary of the Boston Redevelopment Authority

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the BOSTON REDEVELOPMENT AUTHORITY, in accordance with G.L., c. 121B and its predecessor statute G.L., c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 7702, page 542, and Order of Taking dated December 5, 1962, concerning and describing the WASHINGTON PARK URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L., c. 79, §40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B, and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant thereto including the trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and

public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of the said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority causes this instrument of Taking to be recorded in the office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

DATED:

May 27, 1993

BOSTON REDEVELOPMENT AUTHORITY

By:

James J. Jones
Michael J. Geller
Sam H. Dean
James R. Flynn
Constance Douglas-McNeill

ATTEST:

Joseph J. Fisher
Secretary of the Boston Redevelopment Authority

Approved as to Form:

Ralph F. Cahill
Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

WASHINGTON PARK URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

Parcel L-11, containing 6,591 square feet of vacant land, located at the corner of Wakullah Street and Rockland Street, in the Washington Park Urban Renewal Area, shown on a plan entitled, "City of Boston, Public Works Department, Engineering Division, Widening, Relocation and Discontinuance Plan, Rockland Street, Part I, from Wakullah Street to Walnut Avenue, Wakullah Street, Roxbury, dated August 7, 1972," by Fay, Spofford & Thorndike, Inc., Boston, Mass., recorded at Suffolk Registry of Deeds, in Book 8605, page 178, and shown on said plan as Boston Redevelopment Authority, total area 7,827 square feet and excluding from this taking that area shown as 1,236 square feet, which was conveyed to the City of Boston for a public street.

The owner of the parcel of land hereby taken is unknown.